

Docket No.

DP-475US

**NEW UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Large Entity)***(Only for new nonprovisional applications under 37 CFR 1.53(b))*

Total Pages in this Submission

**TO THE ASSISTANT COMMISSIONER FOR PATENTS**

Box Patent Application

Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application invention entitled:

**PORTABLE TELEPHONE CAPABLE OF INCREASING FACILITY OF OPERATION**

and invented by:

**Shigeo Yoshihara**If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Enclosed are:

**Application Elements**

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 20 pages and including the following:
  - a. ☒ Descriptive Title of the Invention
  - b. ☐ Cross References to Related Applications *(if applicable)*
  - c. ☐ Statement Regarding Federally-sponsored Research/Development *(if applicable)*
  - d. ☐ Reference to Microfiche Appendix *(if applicable)*
  - e. ☒ Background of the Invention
  - f. ☒ Brief Summary of the Invention
  - g. ☒ Brief Description of the Drawings *(if drawings filed)*
  - h. ☒ Detailed Description
  - i. ☒ Claim(s) as Classified Below
  - j. ☒ Abstract of the Disclosure
3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
  - a. ☒ Formal
  - b. ☐ Informal

Number of Sheets 7

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**Application Elements (Continued)**

4. ☒ Oath or Declaration
- a. ☒ Newly executed (*original or copy*)      ☐ Unexecuted
- b. ☐ Copy from a prior application (37 CFR 1.63(d)) (*for continuation/divisional application only*)
- c. ☒ With Power of Attorney      ☐ Without Power of Attorney
5. ☐ Incorporation By Reference (*usable if Box 4b is checked*)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Computer Program in Microfiche (*Appendix*)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all must be included*)
- a. ☐ Paper Copy
- b. ☐ Computer Readable Copy (*identical to computer copy*)
- c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

8. ☒ Assignment Papers (*cover sheet & document(s)*)
9. ☐ 37 CFR 3.73(B) Statement (*when there is an assignee*)
10. ☐ English Translation Document (*if applicable*)
11. ☐ Information Disclosure Statement/PTO-1449      ☐ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Acknowledgment postcard
14. ☐ Certificate of Mailing
- ☐ First Class      ☐ Express Mail (*Specify Label No.*): Hand Delivered
15. ☒ Certified Copy of Priority Document(s) (*if foreign priority is claimed*)

**NEW UTILITY PATENT APPLICATION TRANSMITTAL**  
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**Accompanying Application Parts (Continued)**

16. ☒ Additional Enclosures *(please identify below)*:

Check in the amount of \$40.00 to cover Assignment Recordation


**Fee Calculation and Transmittal**

**CLAIMS AS FILED**

| For  | #Filed | #Allowed | #Extra | Rate      | Fee      |
|--|--------|----------|--------|-----------|----------|
| Total Claims   | 12     | - 20 =   | 0      | x \$18.00 | \$0.00   |
| Indep. Claims  | 4      | - 3 =    | 1      | x \$78.00 | \$78.00  |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> |        |          |        |           | \$0.00   |
| BASIC FEE  |        |          |        |           | \$760.00 |
| OTHER FEE (specify purpose)  |        |          |        |           | \$0.00   |
| TOTAL FILING FEE   |        |          |        |           | \$838.00 |

- ☒ A check in the amount of \$838.00 to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 23-1951 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: April 2, 1999

  
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CC:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
APPLICATION FOR LETTERS PATENT

Title: PORTABLE TELEPHONE CAPABLE OF INCREASING  
FACILITY OF OPERATION

INVENTOR(S): SHIGEO YOSHIHARA

0923970 040259

# PORTABLE TELEPHONE CAPABLE OF INCREASING FACILITY OF OPERATION

## BACKGROUND OF THE INVENTION

This invention relates to a portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station, and  
5 which receives the data having at least one of the voice signal and the image datum from the communicating device through the base station.

Recently, image transmission becomes important in accordance with development of communication technology. Therefore, various terminal devices which can execute image transmission are provided. In  
10 addition, a conventional portable telephone of the type comprises a body, an antenna, an operation device, a speaker, a display device, a microphone, a camera, a transmitting and receiving device, a controlling device, and amplifiers. The antenna is attached to the body. The operation device, the speaker, the display device, the microphone, and the  
15 camera are mounted on the body.

Also, according to development of communication technology, facsimile service that facsimile device requests and receives a necessary datum is executed. Also, push-phone service such as preengagement of an airline ticket and remainder inquiry of a bank deposit is executed. In  
20 these services, a user transmits, by operating ten keys of a telephone, datum of a predetermined telephone number to one of these service systems to connect the telephone to the one of these service systems. Thereafter, the user operates the ten keys of the telephone, in response to a guidance message, to transmit data of such as a number (BOX number)  
25 representing a datum which is needs for DTMF signal, an account number, and a preengagement time. Thereby, the user can obtain data.

However, in the portable telephone, there is a problem that

facility of operation is wrong. This is because, since handset of the portable telephone is integrated with ten keys, the user cups the portable telephone to user's ear when the user hear the guidance messages and the user disconnect the portable telephone from user's ear when the user operates the ten keys. Also, in the portable telephone, there is another problem that the user is hardly able to hear a voice from the speaker when the user disconnect the portable telephone from user's ear to operate the ten keys. In addition, in the portable telephone, there is still another problem that it is needs to set, by such as a switching circuit, a hands free mode in case that the user executes conversation while the user see image data which is displayed.

### SUMMARY OF THE INVENTION

It is therefore an object of this invention to provide a portable telephone which is capable of increasing facility of operation.

Other objects of this invention will become clear as the description proceeds.

According to a first aspect of this invention, there is provided a portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station and which receives the data having at least one of the voice signal and the image datum from the communicating device through the base station, the portable telephone comprising:

amplifying means for amplifying the voice signal to produce an amplified voice signal;

voice outputting means connected to the amplifying means for outputting a voice when the voice outputting means is supplied with the amplified voice signal;

controlling means connected to the amplifying means for controlling the amplifying means in response to a discrimination datum

which represents one kind of the voice signal and the image datum and which is included in a call setting datum which is sent, in a establishment time of a data link, from the base station; and

displaying means for displaying the image datum.

5 According to a second aspect of this invention, there is provided a portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station and which receives the data having at least one of the voice signal and the image datum from the communicating  
10 device through the base station, the portable telephone comprising:

amplifying means for amplifying the voice signal to produce an amplified voice signal;

voice outputting means connected to the amplifying means for  
15 outputting a voice when the voice outputting means is supplied with the amplified voice signal;

controlling means connected to the amplifying means for  
controlling the amplifying means in response to a discrimination datum which represents one kind of the voice signal and the image datum and which is included in a call setting datum which is sent, in a establishment  
20 time of a data link, from the base station; and

displaying means for displaying the image datum;

the controlling means controlling the amplifying means so that  
a user can hear, at a first state that an ear is not near to the voice  
outputting means, the voice from the voice outputting means when the  
25 data from the base station includes the discrimination datum which  
represents the image datum, the controlling means controlling the  
amplifying means so that the user can hear, at a second state that the ear  
is near to the voice outputting means, the voice from the voice outputting  
means when the data from the base station does not include the  
30 discrimination datum which represents the image datum.

According to a third aspect of this invention, there is provided a portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station and which receives the data having at least one of the voice signal and the image datum from the communicating device through the base station, the portable telephone comprising:

amplifying means for amplifying the voice signal to produce an amplified voice signal;

first voice outputting means connected to the amplifying means for outputting a first voice when the first voice outputting means is supplied with the amplified voice signal so that a user can hear, at a first state that an ear is not near to the first voice outputting means, the first voice from the first voice outputting means when the data from the base station includes the discrimination datum which represents the image datum;

second voice outputting means for outputting a second voice when the second voice outputting means is supplied with the voice signal so that the user can hear, at a second state that the ear is near to the second voice outputting means, the second voice from the second voice outputting means when the data from the base station does not include the discrimination datum which represents the image datum;

switching means connected to the amplifying means and second voice outputting means for selectively supplying the voice signal to the amplifying means and the second voice outputting means;

controlling means connected to the switching means for controlling the switching means in response to a discrimination datum which represents one kind of the voice signal and the image datum and which is included in a call setting datum which is sent, in a establishment time of a data link, from the base station; and

displaying means for displaying the image datum.



According to a fourth aspect of this invention, there is provided a portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station and which receives data having at least of  
5 the voice signal and the image datum from the communicating device through the base station, the portable telephone comprising:

amplifying means for amplifying the voice signal to produce an amplified voice signal;

first voice outputting means connected to the amplifying means  
10 for outputting a first voice when the first voice outputting means is supplied with the amplified voice signal so that a user can hear, at a first state that an ear is not near to the first voice outputting means, the first voice from the first voice outputting means when the data from the base station includes the discrimination datum which represents the image  
15 datum;

second voice outputting means for outputting a second voice when the second voice outputting means is supplied with the voice signal so that the user can hear, at a second state that the ear is near to the second voice outputting means, the second voice from the second voice  
20 outputting means when the data from the base station does not include the discrimination datum which represents the image datum;

switching means connected to the amplifying means and second voice outputting means for selectively supplying the voice signal to the amplifying means and the second voice outputting means;

25 controlling means connected to the switching means for controlling the switching means in response to a discrimination datum which represents one kind of the voice signal and the image datum and which is included in a call setting datum which is sent, in a establishment time of a data link, from the base station; and

30 displaying means for displaying the image datum;

the switching means selectively supplying, in response to a first control signal and a second control signal, the voice signal to the amplifying means and the second voice outputting means;

the controlling means producing and supplying the first control signal to the switching means when the data from the base station includes the discrimination datum which represents the image datum, the controlling means producing and supplying the second control signal to the switching means when the data from the base station does not include the discrimination datum which represents the image datum.

#### BRIEF DESCRIPTION OF THE DRAWINGS

Fig. 1 is a perspective view of a portable telephone according to a first embodiment of this invention;

Fig. 2 is a block diagram of the portable telephone illustrated in Fig. 1;

Fig. 3 is a block diagram of a controlling device of the portable telephone illustrated in Fig. 1;

Fig. 4 is a view for use in describing an operation of the portable telephone illustrated in Fig. 1;

Fig. 5 is a flow chart for use in describing another operation of the portable telephone illustrated in Fig. 1;

Fig. 6 is a perspective view of a portable telephone according to a second embodiment of this invention; and

Fig. 7 is a block diagram of the portable telephone illustrated in Fig. 6.

#### DESCRIPTION OF THE PREFERRED EMBODIMENTS

Referring to Figs. 1 and 2, a portable telephone according to a first embodiment of this invention will be described in detail. The portable telephone transmits data having at least one of a voice signal

and an image datum which are radio signals to a communicating device (not shown) through a base station (not shown). The portable telephone receives the data having at least one of the voice signal and the image datum from the communicating device through the base station. The communicating device is implemented by such as a telephone, a portable telephone, and a facsimile device.

The portable telephone comprises a body 1, an antenna 2, an operation device 3, a speaker 4, a display device 5, a microphone 6, a camera 7, a transmitting and receiving device 8, a controlling device 9, and amplifiers 10 and 11. The antenna 2 is attached to the body 1. The operation device 3, the speaker 4, the display device 5, the microphone 6, and the camera 7 are mounted on the body 1. The transmitting and receiving device 8, the controlling device 9, and the amplifiers 10 and 11 are positioned in the body 1. The transmitting and receiving device 8 is connected to the antenna 2 and to the controlling device 9. The operation device 3, the display device 5, the microphone 6, the camera 7, and the amplifiers 10 and 11 are connected to the controlling device 9. The speaker 4 and the microphone 6 are connected to the amplifiers 10 and 11, respectively.

The antenna 2 transmits the data to the communicating device through the base station. The antenna 2 receives the data from the communicating device through the base station to produce a receiving data having at least one of the voice signal and the image datum. The antenna 2 supplies the receiving data to the transmitting and receiving device 8. The transmitting and receiving device 8 receives the receiving data from the antenna 1 and supplies the receiving data to the controlling device 9. The operation device 3 supplies operation signals to the controlling device 9.

The controlling device 9 receives the receiving data having at least one of the voice signal and the image datum from the transmitting

and receiving device 8 In this time, the controlling device 9 supplies the voice signal to the speaker 4 through the amplifier 10 and supplies the image datum to the display device 5. The amplifier 10 receives the voice signal from the controlling device 9 and amplifies the voice signal to produce an amplified voice signal. The amplifier 10 supplies the amplified voice signal to the speaker 4. The speaker 4 receives the amplified voice signal from the amplifier 10 to output a voice.

The controlling device 9 controls the amplifier 10 in response to a discrimination datum which represents one kind of the voice signal and the image datum and which is included in a call setting datum which is sent, in a establishment time of a data link, from the base station.

The controlling device 9 controls the amplifier 10 so that a user can hear, at a first state that an ear is not near to the speaker 4, the voice from the speaker 4 when the data from the base station includes the discrimination datum which represents the image datum, namely, in a hands free mode or in a voice enlarging mode. Also, the controlling device 9 controls the amplifier 10 so that the user can hear, at a second state that the ear is near to the speaker 4, the voice from the speaker 4 when the data from the base station does not include the discrimination datum which represents the image datum, namely, in a voice normal mode. The discrimination datum is defined by transmission capacity. The transmission capacity represents a data transfer capacity and a data transfer velocity. The display device 5 receives the image datum from the controlling device 9 and displays the image datum.

The microphone 6 receives a transmitting voice to produce and supply an analog transmitting voice signal to the amplifier 11. The amplifier 11 receives the analog transmitting voice signal and amplifies the analog transmitting voice signal to produce and supply a amplified transmitting voice signal to the controlling device 9. The controlling device 9 controls the amplifier 11. The controlling device 9 receives the

amplified transmitting voice signal. The controlling device 9 encodes the amplified transmitting voice signal to produce an encoded transmitting voice signal. In addition, the controlling device 9 modulates, by frequency modulation, the encoded transmitting voice signal to produce a modulated transmitting voice signal.

The controlling device 9 supplies the modulated transmitting voice signal, as the transmitting voice signal to the transmitting and receiving device 8. The transmitting and receiving device 8 receives the transmitting voice signal and supplies the transmitting voice signal to the antenna 2. The antenna 2 receives the transmitting voice signal and transmits the transmitting voice signal, as the voice signal, to the base station.

The camera 7 produces a transmitting image datum to supply the transmitting image signal to the controlling device 9. The controlling device 9 receives the transmitting image datum. The controlling device 9 encodes the transmitting image signal to produce an encoded transmitting image datum. In addition, the controlling device 9 modulates, by frequency modulation, the encoded transmitting image datum to produce a modulated transmitting image datum.

The controlling device 9 supplies the modulated transmitting image datum, as the transmitting image datum to the transmitting and receiving device 8. The transmitting and receiving device 8 receives the transmitting image datum and supplies the transmitting image datum to the antenna 2. The antenna 2 receives the transmitting image datum and transmits the transmitting image datum, as the image datum, to the base station.

Referring to Fig. 3, the controlling device 9 comprises a main controlling section 12, a substitute controlling section 13, and a baseband section 14. The substitute controlling section 13 chiefly executes monitor of a power supply voltage, monitor of installation of a battery

charger, monitor of keyed input and reset control of a power supply of the main controlling section 12. The substitute controlling section 13 is implemented by a substitute microcomputer which has ROMs and RAMs. The substitute microcomputer is operated by a main system clock signal having 2.45 MHz and a substitute system clock signal having 32.0 KHz. Initially, the substitute microcomputer is operated by the main system clock signal having 2.45 MHz. After the substitute system clock signal has the stable 32.0 KHz, the substitute microcomputer is operated by the substitute system clock signal instead of the main system clock signal and the substitute microcomputer stops to produce the main system clock signal. Thereby, it is possible to decrease consumption electric power.

The main controlling section 12 is implemented by a main microcomputer 14, a flash ROM 15, a SRAM 16, a EEPROM 17, and these peripheral circuits. The main microcomputer executes such as control of the transmitting and receiving device 8, control of the speaker 4, control of the amplifier 10, control of the microphone 6, control of the amplifier, control of the display device 5, and monitor of keyed input through the substitute controlling section 13. The main microcomputer 14 has such as input output terminals, serial interfaces, a timer, and an interrupt controller. The main microcomputer 14 is operated by a clock signal having 16 MHz. The main microcomputer 14 controls parts of the portable telephone. A program of the flash ROM 15 is able to be rewritten by an outside device through an outside interface connector.

The baseband section 15 is implemented by such as a modulating and demodulating section, a channel codec section, a radio controlling section, and a voice processing section. The baseband section 15 receives the amplified transmitting voice signal from the microphone 6 through the amplifier 11 and encodes, by PCM and ADPCM, the amplified transmitting voice signal to produce a encoded voice signal. The channel codec section decodes the encoded voice signal to produce and supply the

transmitting voice signal to the transmitting and receiving device 8.

Also, the baseband section 15 receives the receiving data having at least one of the image datum and the voice signal. When the baseband section 15 receives the voice signal, the baseband section 14 demodulates the voice signal to produce a demodulated voice signal and encodes, by ADPCM and PCM, the demodulated voice signal to produce an encoded voice signal. The baseband section 15 supplies the encoded voice signal, as the voice signal, to the speaker 4 through the amplifier 10. At this time, the controlling device 9 controls the amplifier 10 so that the user can hear, at the first state that the ear is not near to the speaker 4, the voice from the speaker 4 when the data from the base station includes the discrimination datum which represents the image datum, namely, in the hands free mode or in the voice enlarging mode. Also, the controlling device 9 controls the amplifier 10 so that the user can hear, at the second state that the ear is near to the speaker 4, the voice from the speaker 4 when the data from the base station does not include the discrimination datum which represents the image datum, in the voice normal mode.

Referring to Fig. 4, an operation of the portable telephone will be described in detail. The portable telephone transmits, at an establishment time of a data link between the base station, the data having at least one of both of the voice signal and the image datum and the discrimination datum which is defined by transmission capacity. The transmission capacity is included in a call setting datum. The transmission capacity represents the data transfer capacity and the data transfer velocity.

The portable telephone transmits, as the octet 3 of the call setting datum, the data transfer capacity. Also, the portable telephone transmits, as the octet 4 of the call setting datum, the data transfer velocity. For example, in the data transfer capacity which is transferred by the octet 3, bit "00000" represents voice, bit "01000" represents data

of 32K, bit "01001" represents data of 64K, bit "10000" represents audio of 3.1K, and other bits represent data transfer capacities which are predetermined. For example, in the data transfer velocity which is transferred by the octet 4, bit "00111" represents transfer velocity of 8 kbit/s, bit "01010" represents transfer velocity of 16 kbit/s, bit "01100" represents transfer velocity of 32 kbit/s, bit "10000" represents transfer velocity of 64 kbit/s, and other bits represent data transfer velocities which are predetermined.

As shown in Fig. 4, when the portable telephone receives a call from the base station, the portable telephone transmits a demand of establishment of link channel to the base station. When the base station receives the demand of establishment of link channel, the base station allocates a channel, as an allocated channel. The base station transmits datum of the allocated channel to the portable telephone. The portable telephone transmits a synchronous bust signal to the base station. The base station transmits another synchronous bust signal to the portable telephone. Next, the portable telephone transmits command of SABM (Set Asynchronous Balanced Mode) to the base station. When the base station receives the command of SABM, the base station transmits response of UA (Unnumbered Acknowledge) to the portable telephone.

When the portable telephone receives the response of UA, the portable telephone transmits a call-accepted signal to the base station. When the base station receives the call-accepted signal, the base station transmits a call setting signal to the portable telephone. When the portable telephone receives call setting signal, the portable telephone transmits a call setting-accepted signal to the base station. Also, the portable telephone transmits the call setting datum which includes the transmission capacity to the base station. When the base station receives the call setting datum, the base station transmits a call setting-accepted signal to portable telephone.



Referring to Fig. 5, a receiving operation of the portable telephone will be described in detail. At a step S1, the portable telephone judges whether or not the portable telephone receives the data from the base station. When the portable telephone receives the data, at a step S2, the portable telephone judges whether or not the data includes the discrimination datum which represents the image datum. When the data includes the discrimination datum which represents the image datum, at a step S3, the portable telephone sets the voice enlarging mode, namely, the hands free mode. The voice enlarging mode represents a mode that the controlling device 9 controls the amplifier 10 so that the user can hear, at the first state that the ear is not near to the speaker4, the voice from the speaker4.

At the step S2, when the data does not include the discrimination datum which represents the image datum, at a step S4, the portable telephone sets the voice normal mode. The voice normal mode represents a mode that he controlling device 9 controls the amplifier 10 so that the user can hear, at the second state that the ear is near to the speaker 4, the voice from the speaker4. A step S5 follows the steps S3 and S4 to judge, by the portable telephone, whether or not a receiving operation is ended. When the receiving operation is not ended, the step S5 returns to the step S2.

Referring to Figs. 6 and 7, the description will proceed to a portable telephone according to a second embodiment of this invention. Similar parts are designated by like reference numerals.

The portable telephone comprises the body 1, the antenna 2, the operation device 3, the speaker 4, the display device 5, the microphone 6, the camera 7, the transmitting and receiving device 8, the controlling device 9, the amplifiers 10 and 11, a switching circuit 19, and another speaker 20. The switching circuit 19 is connected to the controlling device 9 and to the speakers 4 and 20.

The speaker 4 outputs a first voice when the speaker 4 is supplied with the amplified voice signal from the amplifier 10 so that the user can hear, at the first state that the ear is not near to the speaker 4, the first voice from the speaker 4 when the data from the base station includes the discrimination datum which represents the image datum, namely, in the voice enlarging mode. The speaker 20 outputs a second voice when the speaker 20 is supplied with the voice signal from the controlling device 9 so that the user can hear, at the second state that the ear is near to the speaker 20, the second voice from the speaker 20 when the data from the base station does not include the discrimination datum which represents the image datum, namely, in the voice normal mode.

The switching circuit 19 selectively supplies, in response to a first control signal and a second control signal, the voice signal to the amplifier 10 (the speaker 4) and the speaker 20. The controlling device 9 produces and supplies the first control signal to the switching circuit 19 when the data from the base station includes the discrimination datum which represents the image datum. Also, the controlling device 9 produces and supplies the second control signal to the switching circuit 19 when the data from the base station does not include the discrimination datum which represents the image datum.

According to the embodiments of this invention, the portable telephone produces is set so that the user can hear, at the first state that the ear is not near to the speaker 4, the first voice from the speaker 4 when the data from the base station includes the discrimination datum which represents the image datum. Also, the portable telephone produces is set so that the user can hear, at the second state that the ear is near to the speaker 4 or 20, the second voice from the speaker 4 or 20 when the data from the base station does not include the discrimination datum which represents the image datum. Thereby, it is possible to increase facility of an operation of the portable telephone.

## WHAT IS CLAIMED IS:

1. A portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station and which receives said data having at least one of said voice signal and said image datum from said communicating device through said base station, said portable telephone comprising:

amplifying means for amplifying said voice signal to produce an amplified voice signal;

voice outputting means connected to said amplifying means for outputting a voice when said voice outputting means is supplied with said amplified voice signal;

controlling means connected to said amplifying means for controlling said amplifying means in response to a discrimination datum which represents one kind of said voice signal and said image datum and which is included in a call setting datum which is sent, in a establishment time of a data link, from said base station; and

displaying means for displaying said image datum.

2. A portable telephone as claimed in Claim 1, said discrimination datum is defined by transmission capacity.

3. A portable telephone as claimed in Claim 2, said transmission capacity represents a data transfer capacity and a data transfer velocity.

4. A portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station and which receives said data having at least one of said voice signal and said image datum from

5 said communicating device through said base station, said portable telephone comprising:

amplifying means for amplifying said voice signal to produce an amplified voice signal;

10 voice outputting means connected to said amplifying means for outputting a voice when said voice outputting means is supplied with said amplified voice signal;

15 controlling means connected to said amplifying means for controlling said amplifying means in response to a discrimination datum which represents one kind of said voice signal and said image datum and which is included in a call setting datum which is sent, in a establishment time of a data link, from said base station; and

displaying means for displaying said image datum;

20 said controlling means controlling said amplifying means so that a user can hear, at a first state that an ear is not near to said voice outputting means, said voice from said voice outputting means when said data from said base station includes said discrimination datum which represents said image datum, said controlling means controlling said amplifying means so that said user can hear, at a second state that said ear is near to said voice outputting means, said voice from said voice  
25 outputting means when said data from said base station does not include said discrimination datum which represents said image datum.

5. A portable telephone as claimed in Claim 4, said discrimination datum is defined by transmission capacity.

6. A portable telephone as claimed in Claim 5, said transmission capacity represents a data transfer capacity and a data transfer velocity.

7. A portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station and which receives said data having at least one of said voice signal and said image datum from  
5 said communicating device through said base station, said portable telephone comprising:

amplifying means for amplifying said voice signal to produce an amplified voice signal;

first voice outputting means connected to said amplifying  
10 means for outputting a first voice when said first voice outputting means is supplied with said amplified voice signal so that a user can hear, at a first state that an ear is not near to said first voice outputting means, said first voice from said first voice outputting means when said data from said base station includes said discrimination datum which represents  
15 said image datum;

second voice outputting means for outputting a second voice when said second voice outputting means is supplied with said voice signal so that said user can hear, at a second state that said ear is near to said second voice outputting means, said second voice from said second  
20 voice outputting means when said data from said base station does not include said discrimination datum which represents said image datum;

switching means connected to said amplifying means and second voice outputting means for selectively supplying said voice signal to said amplifying means and said second voice outputting means;

25 controlling means connected to said switching means for controlling said switching means in response to a discrimination datum which represents one kind of said voice signal and said image datum and which is included in a call setting datum which is sent, in a establishment time of a data link, from said base station; and

30 displaying means for displaying said image datum.

8. A portable telephone as claimed in Claim 7, said discrimination datum is defined by transmission capacity.

9. A portable telephone as claimed in Claim 8, said transmission capacity represents a data transfer capacity and a data transfer velocity.

10. A portable telephone which transmits data having at least one of a voice signal and an image datum which are radio signals to a communicating device through a base station and which receives data having at least of said voice signal and said image datum from said communicating device through said base station, said portable telephone comprising:

amplifying means for amplifying said voice signal to produce an amplified voice signal;

first voice outputting means connected to said amplifying means for outputting a first voice when said first voice outputting means is supplied with said amplified voice signal so that a user can hear, at a first state that an ear is not near to said first voice outputting means, said first voice from said first voice outputting means when said data from said base station includes said discrimination datum which represents said image datum;

second voice outputting means for outputting a second voice when said second voice outputting means is supplied with said voice signal so that said user can hear, at a second state that said ear is near to said second voice outputting means, said second voice from said second voice outputting means when said data from said base station does not include said discrimination datum which represents said image datum;

switching means connected to said amplifying means and second voice outputting means for selectively supplying said voice signal

to said amplifying means and said second voice outputting means;

25           controlling means connected to said switching means for  
controlling said switching means in response to a discrimination datum  
which represents one kind of said voice signal and said image datum and  
which is included in a call setting datum which is sent, in a establishment  
time of a data link, from said base station; and

30           displaying means for displaying said image datum;

          said switching means selectively supplying, in response to a  
first control signal and a second control signal, said voice signal to said  
amplifying means and said second voice outputting means;

          said controlling means producing and supplying said first  
35   control signal to said switching means when said data from said base  
station includes said discrimination datum which represents said image  
datum, said controlling means producing and supplying said second  
control signal to said switching means when said data from said base  
station does not include said discrimination datum which represents said  
40   image datum.

11. A portable telephone as claimed in Claim 10, said  
discrimination datum is defined by transmission capacity.

12. A portable telephone as claimed in Claim 11, said  
transmission capacity represents a data transfer capacity and a data  
transfer velocity.

In a portable telephone which transmits and receives data having at least one of a voice signal and an image datum which are radio signals, the controlling device controls an amplifier so that a user can hear, at a first state that an ear is not near to a speaker, the voice from the speaker when the data from a base station includes a discrimination datum which represents the image datum. The controlling device controls the amplifier so that the user can hear, at a second state that the ear is near to the speaker, the voice from the speaker when the data from the base station does not include the discrimination datum which represents the image datum.



FIG. 1

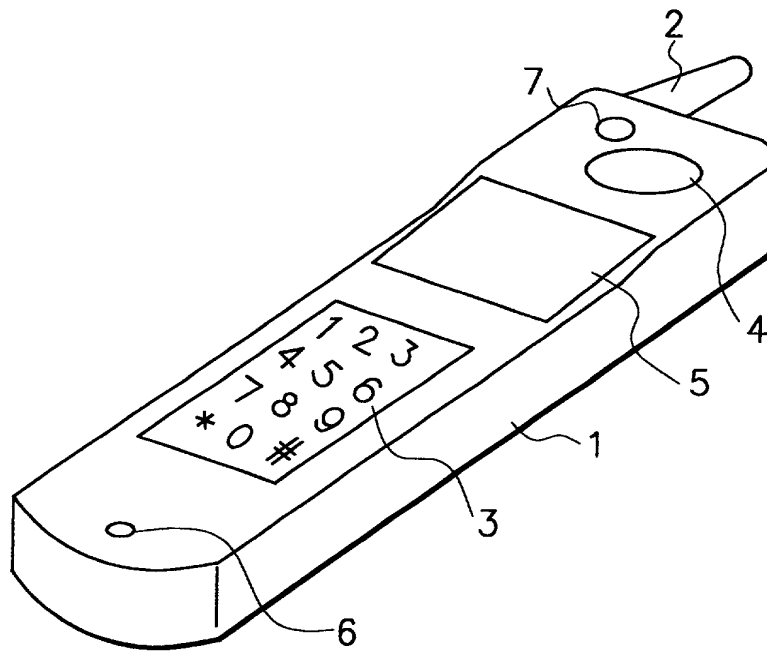


FIG. 2

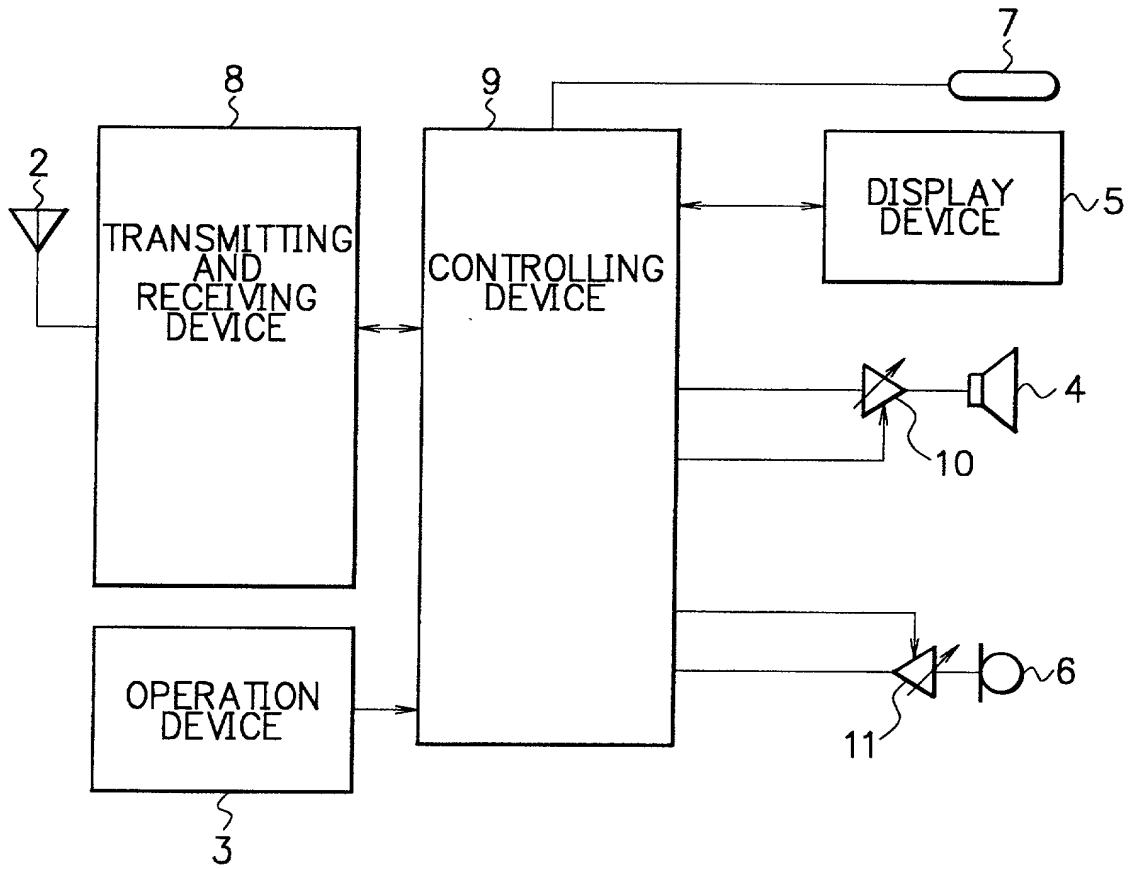


FIG. 3

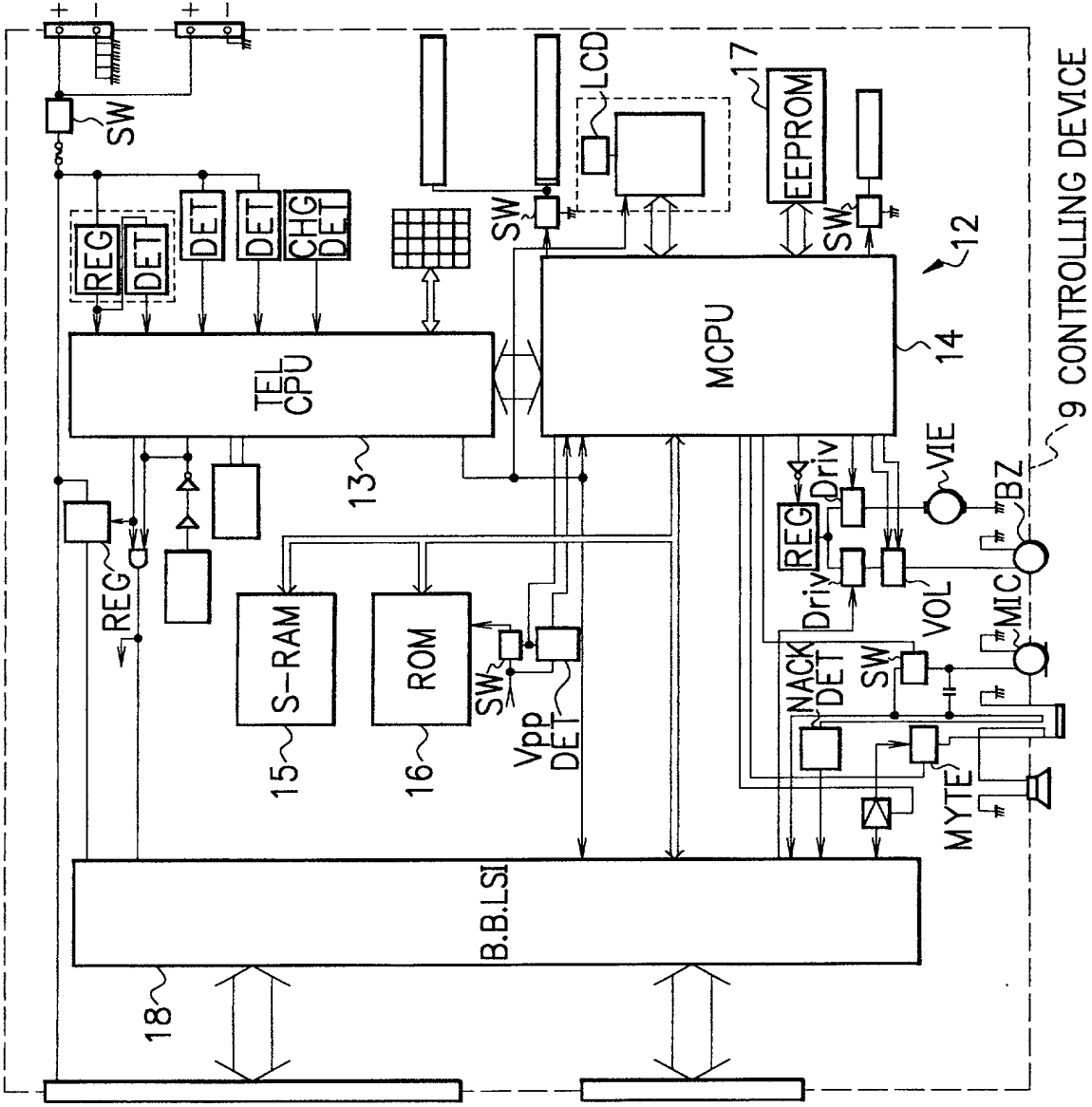
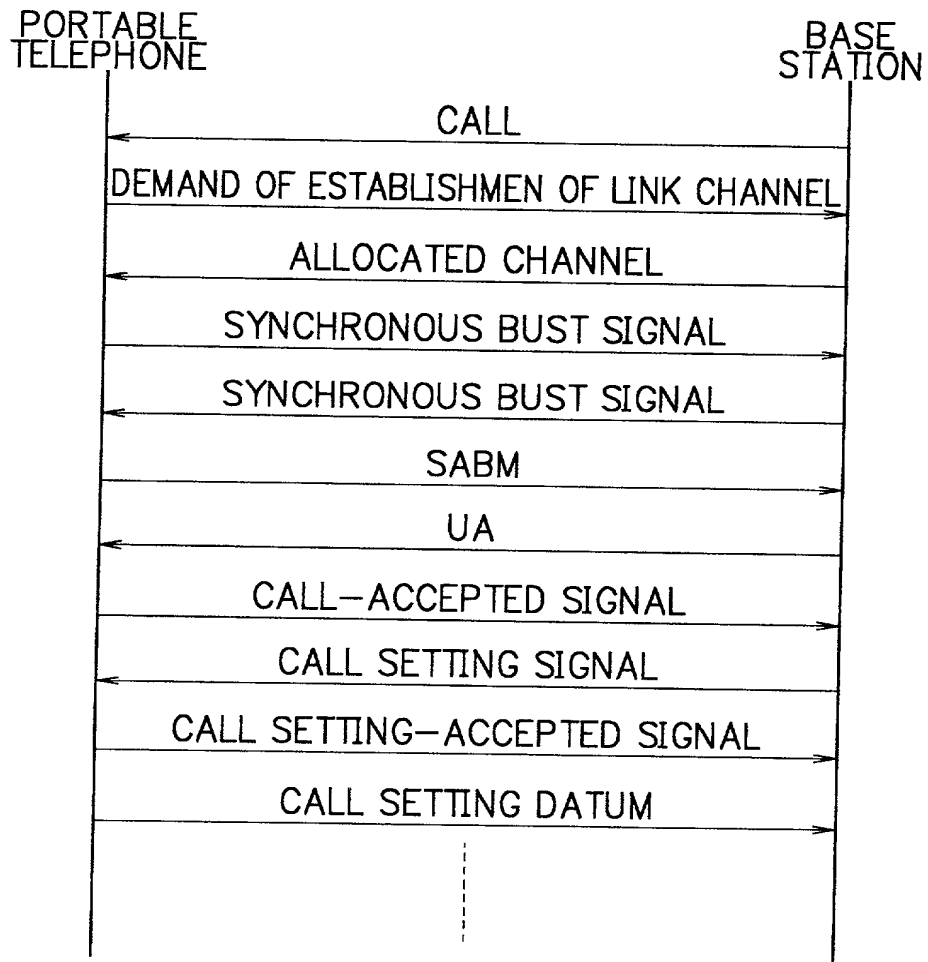
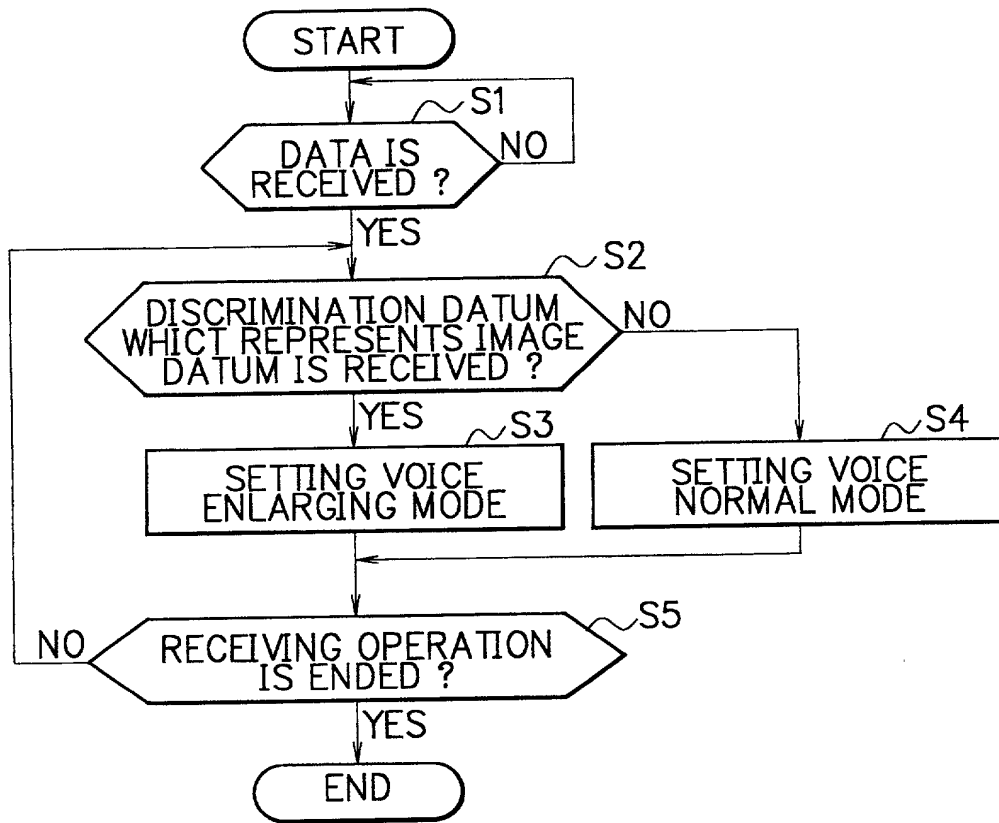


FIG. 4



652040" 026E3260

FIG. 5



662040" 02633260

FIG. 6

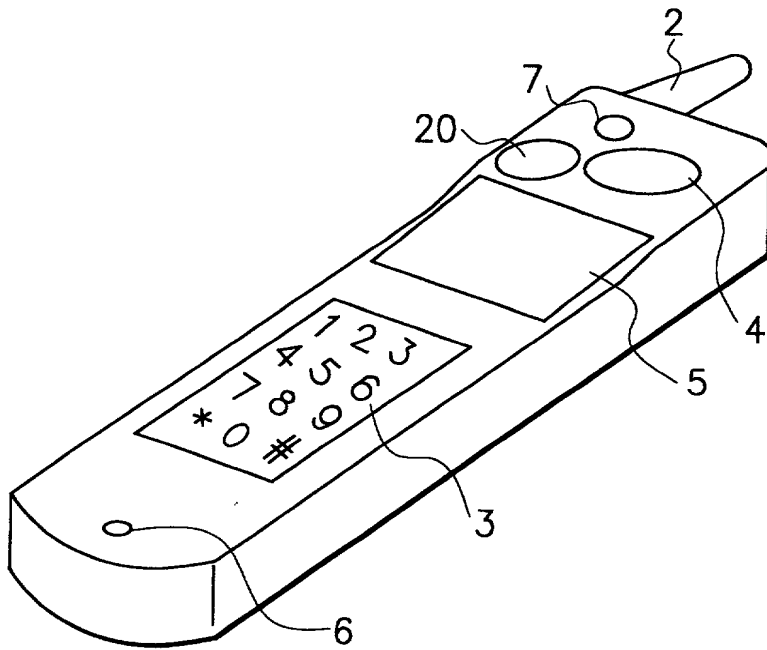
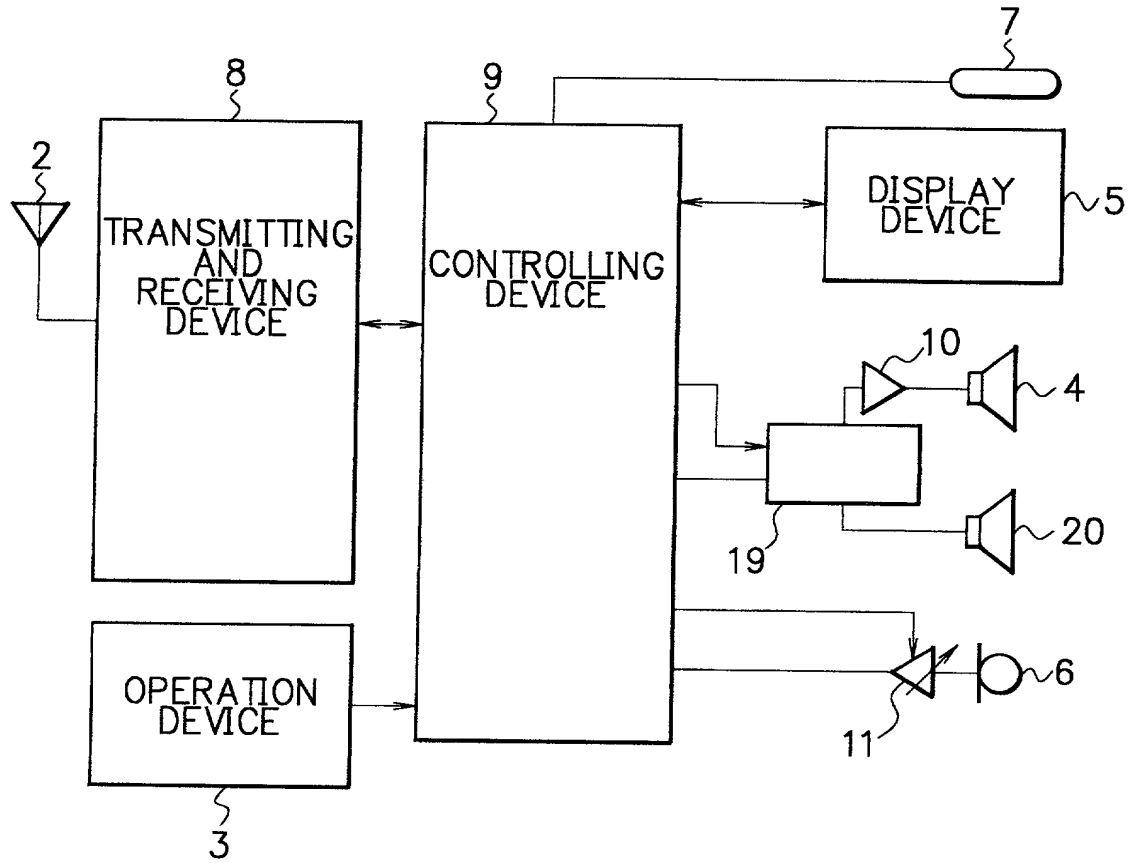


FIG. 7



## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled  
PORTABLE TELEPHONE CAPABLE OF INCREASING FACILITY OF OPERATION  
the specification of which:

(check one) ☒ is attached hereto  
☐ was filed on \_\_\_\_\_, as  
Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_.  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56\*

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) |           |                        | priority<br>claimed |
|------------------------------|-----------|------------------------|---------------------|
| 90277/1998                   | Japan     | 2/4/1998               | X                   |
| (Number)                     | (Country) | (Day/Month/Year Filed) | yes no              |
| (Number)                     | (Country) | (Day/Month/Year Filed) | yes no              |
| (Number)                     | (Country) | (Day/Month/Year Filed) | yes no              |

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)


(Status: patented, pending, abandoned)

Power of Attorney: As a named inventor, I hereby appoint C. Lamont Whitham, Reg. No. 22,424, Marshall M. Curtis, Reg. No. 33,138, and Michael E. Whitham, Reg. No. 32,635, as attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to Whitham, Curtis & Whitham, Reston International Center, 11800 Sunrise Valley Dr., Suite 900, Reston, Virginia 20191. Telephone calls should be directed to Whitham, Curtis & Whitham at (703) 391-2510.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



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Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

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Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

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Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

\*Title 37, Code of Federal Regulations, § 1.56:

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith toward the Patent and Trademark Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability; or (2) it refutes, or is inconsistent with, a position the applicant takes in: (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability.